

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 1:30 P.M. Present: Honorable Herbert I. Levy, Acting Presiding Justice; Honorable Dennis A. Cornell, Associate Justice; Honorable Betty L. Dawson, Associate Justice; and Leisa Biggers, Clerk/Administrator, by Jill Rivera, Deputy Clerk.

F046434 In re Isaac C., a Minor

Cause called and argued by Peggy A. Headley, Esq., counsel for appellant. John G. McLean, Esq., Deputy Attorney General, counsel for respondent waived oral argument.

Cause ordered submitted.

At this point Levy, Acting P.J. directs Cornell, Acting P.J. to act as Presiding Justice in his absence, leaves the bench and is replaced by Gomes, J.

F045214 Christensen v. Christensen

Cause called and argued by Kirk Christensen, appellant in propria persona and by Julia Ann Brungess, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Wednesday, September 14, 2005 at 10:00 A.M.

F044129 People v. Fabian et al.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F043039 Felger v. Uremovic et al.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F043549 People v. Addison

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F046949 County of Kern v. Lewis

No brief having been filed by appellant after notice duly given under rule 17(a)(1) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F047214 In re Jorge L., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F047214 In re Jorge L., a Minor

Appellant's adjudication of violating section 12500, subdivision (a) is reversed. In all other respects, the orders appealed from are affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F045339 Harlan v. Department of Transportation

The judgment is affirmed. Wiseman, J.

We concur: Dibiaso, Acting P.J.; Dawson, J.

[CERTIFIED FOR PARTIAL PUBLICATION]

F047260 People v. Geivet

The above-entitled case is submitted for decision.

IN THE
Court of Appeal of the State of California

IN AND FOR THE
Fifth Appellate District

F047260 People v. Geivet

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F045966 People v. Lewis

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F045966 People v. Lewis

Our opinion is issued without prejudice to the defendant to pursue his rights, if any, under *People v. Garcia*, supra, 20 Cal.4th 490, 502-504 by way of a petition for a writ of habeas corpus in the trial court. The case is remanded for the trial court to strike its order that appellant pay direct victim restitution of \$40. The court shall prepare a new abstract of judgment and minute order reflecting this change and that appellant was sentenced consecutively on counts one and two. The court shall forward the amended minutes and abstract of judgment to the appropriate authorities. In all other respects, the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F046386 In re Matthew M., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F046386 In re Matthew M., a Minor

The commitment order imposing a three-year ten-month maximum period of confinement at the California Youth Authority is reversed and the cause is remanded to the juvenile court for the possible exercise of its discretion to impose a shorter term based on the facts and circumstances that brought Matthew before the juvenile court. In all other respects the order is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F046394 People v. Zahir

The above-entitled case is submitted for decision.

F046394 People v. Zahir

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F047343 In re Brenden N. et al., Minors

The court's jurisdictional findings in this matter are affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F047285 In re Edgar W., a Minor
F047431

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F047285 In re Edgar W., a Minor
F047431

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]